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10 Attorney for Defendant
11 ROBERT MELENDEZ

12
13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE EASTERN DISTRICT OF CALIFORNIA

15
16 UNITED STATES OF AMERICA,) Case No. 2:20-CR-00100-CKD
17 Plaintiff,)
18 vs.) STIPULATION AND ORDER TO CONTINUE
19 ROBERT MELENDEZ,) STATUS CONFERENCE AND VACATE JURY
20 Defendant.) TRIAL DATE
21) New Date: February 18, 2021
22) Time: 9:30 a.m.
23) Judge: Carolyn K. Delaney
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25 _____)

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27 IT IS HEREBY STIPULATED between the parties through their respective counsel,
28 Assistant United States Attorney ALSTYN BENNETT, Assistant Federal Defender LINDA C.
ALLISON attorney for ROBERT MELENDEZ that the Court continue the status conference
currently set for December 10, 2020 to February 18, 2021 at 9:30 a.m. and vacate the jury trial
currently set for January 25, 2021.

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30 The parties also agree that the ends of justice served by granting defendant's request for a
31 continuance outweighs the best interest of the public and the defendant in a speedy trial.
32 Counsel needs additional time for possible plea negotiations between her client and the
33 government.

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1 The parties stipulate that, for the purpose of computing time under the Speedy Trial Act,
2 the Court should exclude time from the date of this order through February 18, 2021, for defense
3 preparation and investigation. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv) [Local Code T4].

4 DATED: December 9, 2020

5 Respectfully submitted,

6 HEATHER WILLIAMS
7 Federal Defender

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9 /s/ Linda Allison
10 LINDA ALLISON
11 Assistant to the Federal Defender
12 Attorney for Defendant
13 ROBERT MELENDEZ

14 Dated: December 9, 2020

15 McGREGOR W. SCOTT
16 United States Attorney

17 _____
18 /s/ Linda C. Allison for
19 ALSTYN BENNETT
20 Assistant United States Attorney

1 ORDER
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3 The Court, having received, read, and considered the stipulation of the parties, and good
4 cause appearing therefrom, adopts the stipulation of the parties in its entirety as its order. The
5 Court specifically finds that the failure to grant a continuance in this case would deny counsel
6 reasonable time necessary for effective preparation, taking into account the exercise of due
7 diligence. The Court finds that the ends of justice to be served by granting the requested
8 continuance outweigh the best interests of the public and defendants in a speedy trial.

9 The Court orders that the time from the date of the parties' stipulation, from the date of
10 this order, up to and including February 18, 2021, shall be excluded from computation of time
11 within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to
12 18 U.S.C. §3161 (h)(7)(A) and (B)(iv) T4 [reasonable time for counsel to prepare] (Local Code
13 T4).

14 It is further ordered that status conference hearing on December 10, 2020 shall be vacated
15 and continued to February 18, 2021 at 9:30 a.m. The jury trial set for January 25, 2021 shall also
16 be vacated.

17 Dated: December 10, 2020



18 CAROLYN K. DELANEY
19 UNITED STATES MAGISTRATE JUDGE
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